IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY APPLICATION NO.711 OF 2005
IN
COMPANY PETITION NO.823 OF 1991

Haryana Financial Corporation ..Applicants.

Vs.

The Official Liquidator
attached to the High Court
of Judicature being Liquidator
of M/s.Suri Papers & Chemicals
Pvt. Ltd. ..Respondents.

Mr.V.K.Ramabhadran with Mrs.Venita Daver for the Applicants.

Ms.K.V.Gautam, Dy. Official Liquidator present.

CORAM : S.J. VAZIFDAR, J.
DATED : 17TH FEBRUARY, 2006

P.C. :

Mr.Ramabhadran states that the Official Liquidator has determined the Applicant's claim at Rs.33,88,637/-. The Applicant has challenged the same in Company Application No.293 of 2001. By an order dated 14.2.2003, D.K.Deshmukh, J. directed the Official Liquidator to re-compute the amount by applying the agreed rate of interest between the Company and the Applicant.

2. Mr.Ramabhadran states that once again the Official Liquidator has computed the amount at

Rs.33,88,637/-.

3. Neither the Applicants nor the Official Liquidator is in a position to state any facts before the Court regarding the rate of interest adopted by the Official Liquidator on the earlier computation and the rate of interest applied on the fresh computation, pursuant to the order of D.K.Deshmukh, J. dated 14.2.2003.

4. In the circumstances, it is not possible in this Company Application to determine where, if at all, the Official Liquidator has gone wrong.

5. The Applicant is at liberty to apply for a fresh computation to the Official Liquidator, who shall do so within a period of four weeks from the date of receipt of an application in that behalf.

6. The Official Liquidator shall give details of the computation in the report.

The Company Application stands disposed of accordingly.